



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590
APR 19 2017

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF:

Mr. Arthur H. Siegal
Counsel for Precision Coatings, Inc.
8120 Goldie Street
Walled Lake, Michigan 48390

Re: Consent Agreement and Final Order
Precision Coatings, Inc.
Docket No: **RCRA-05-2017-0011**

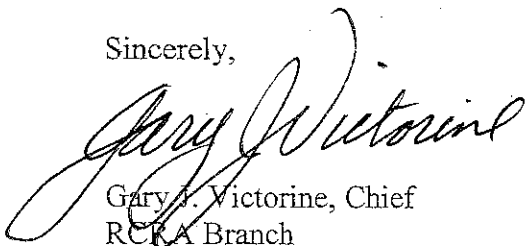
Dear Mr. Siegal:

Enclosed please find an original signed fully-executed Consent Agreement and Final Order (CAFO) in resolution of the above case. The original was filed on April 19, 2017, with the Regional Hearing Clerk (RHC).

Please pay the civil penalty in the amount of \$ 223.800 in the manner prescribed in paragraph(s) 52 of the CAFO, and reference all checks with the docket number **RCRA-05-2017-0011**. Your first payment is due within 90 calendar days of the effective date of the CAFO. Also, enclosed is a *Notice of Securities and Exchange Commission Registrant's Duty to Disclose Environmental Legal Proceedings*. Thank you for your cooperation in resolving this matter.

If you have any questions or concerns regarding this matter, please contact Derrick Samaranski, of my staff, at 312-886-7812.

Sincerely,



Gary J. Victorine, Chief
RCRA Branch

Enclosures

cc: John Craig (craigj@michigan.gov) (w/CAFO)
Lonnie Lee (leel@michigan.gov) (w/CAFO)

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

In the Matter of:

**Precision Coatings, Inc.
Walled Lake, Michigan**

Respondent.



Docket No RCRA-05-2017-0011

**Proceeding to Commence and Conclude
an Action to Assess a Civil Penalty
Under Section 3008(a) of the Resource
Conservation and Recovery Act,
42 U.S.C. § 6928(a)**

Consent Agreement and Final Order

Preliminary Statement

1. This is an administrative action commenced and concluded under Section 3008(a) of the Solid Waste Disposal Act, as amended, also known as the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6928(a), and Sections 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (Consolidated Rules) as codified at 40 C.F.R. Part 22.
2. The Complainant is the Director of the Land and Chemicals Division, United States Environmental Protection Agency (U.S. EPA), Region 5.
3. U.S. EPA provided notice of commencement of this action to the State of Michigan pursuant to Section 3008(a)(2) of RCRA, 42 U.S.C. § 6928(a)(2).
4. Respondent is Precision Coatings, Inc., a corporation doing business in the State of Michigan.
5. Where the parties agree to settle one or more causes of action before the filing of a complaint, the administrative action may be commenced and concluded simultaneously by the

issuance of a consent agreement and final order (CAFO). 40 C.F.R. § 22.13(b).

6. The parties agree that settling this action without the filing of a complaint or the adjudication of any issue of fact or law is in their interest and in the public interest.

7. Respondent consents to the assessment of the civil penalty specified in this CAFO, and to the terms of this CAFO.

Jurisdiction and Waiver of Right to Hearing

8. Jurisdiction for this action is conferred upon U.S. EPA by Sections 3006 and 3008 of RCRA, 42 U.S.C. §§ 6926 and 6928.

9. Respondent admits the jurisdictional allegations in this CAFO and neither admits nor denies the factual allegations in this CAFO.

10. Respondent waives its right to request a hearing as provided at 40 C.F.R. § 22.15(c), any right to contest the allegations in this CAFO, and its right to appeal this CAFO.

11. Respondent certifies that it is complying fully with RCRA, 42 U.S.C. §§ 6901 – 6992k, [if applicable] and the regulations at 40 C.F.R. Parts 260 - 279.

Statutory and Regulatory Background

12. U.S. EPA has promulgated regulations, codified at 40 C.F.R. Parts 260 through 279, governing generators and transporters of hazardous waste and facilities that treat, store, and dispose of hazardous waste, pursuant to Sections 3001 – 3007, and 3013, among others, of RCRA, 42 U.S.C. §§ 6921 – 6927, and 6934.

13. Pursuant to Section 3006 of RCRA, 42 U.S.C. § 6926, the Administrator of U.S. EPA may authorize a state to administer the RCRA hazardous waste program in lieu of the federal program when the Administrator finds that the state program meets certain conditions. Any violation of regulations promulgated pursuant to Subtitle C (Sections 3001-3023 of RCRA,

42 U.S.C. §§ 6921-6939e) or any state provision authorized pursuant to Section 3006 of RCRA constitutes a violation of RCRA, subject to the assessment of civil penalties and issuance of compliance orders as provided in Section 3008 of RCRA, 42 U.S.C. § 6928.

14. Pursuant to Section 3006(b) of RCRA, 42 U.S.C. § 6926(b), the Administrator of U.S. EPA granted the State of Michigan final authorization to administer a state hazardous waste program in lieu of the federal government's base RCRA program effective October 30, 1986. 51 Fed. Reg. 36804 (October 16, 1986).

15. Under Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), U.S. EPA may issue an order assessing a civil penalty for any past or current violation, requiring compliance immediately or within a specified period of time, or both. The Administrator of U.S. EPA may assess a civil penalty of up to \$37,500 per day for each violation of Subtitle C of RCRA that occurred after January 12, 2009 through November 2, 2015, pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), and 40 C.F.R. Part 19.

Factual Allegations and Alleged Violations

16. Respondent was and is a "person" as defined MAC 299.9106(i) and 40 C.F.R. § 260.10, and Section 1004(15) of RCRA, 42 U.S.C. § 6903(15).

17. Respondent is the "owner" or "operator," as those terms are defined under MAC 299.9601 and 40 C.F.R. § 260.10, of a facility located at 8120 Goldie Street, Walled Lake, Commerce Township, Michigan (facility).

18. On March 29, 2012, U.S. EPA conducted an inspection of the facility.

19. The facility consists of land and structures, other appurtenances, and improvements on the land used for treating, storing, or disposing of hazardous waste.

20. Respondent coats film and foils with solvent, water-based or emulsion-based

solutions.

21. At all times relevant to this CAFO, Respondent created solid wastes including solvents and M1000 listed wastes.

22. Respondent's processes at the facility produce several hazardous wastes identified or listed in MAC 299.9201-9230 or cause a hazardous waste to become subject to regulation under MAC 299.9101-299.11107 [40 C.F.R. Parts 260-270].

23. Respondent is a "generator," as that term is defined in MAC 299.9104 [40 C.F.R. § 260.10].

24. Respondent produced more than 1,000 kilograms (2,205 pounds) of hazardous waste each calendar month of 2012, prior to the inspection, and was a large quantity generator.

25. Respondent is subject to the regulations promulgated pursuant to Subtitle C of RCRA, 42 U.S.C. §§ 6921 - 6939e, or the analogous regulations as part of the applicable state hazardous waste management program for the state of Michigan, or both.

26. At all times relevant to this CAFO, the State of Michigan has not issued a license to Respondent to treat, store, or dispose of hazardous waste at the facility. Respondent stores its hazardous substances in tanks and could be eligible for the exemption from having a hazardous waste storage operating license, if the facility is in compliance with the conditions of MAC 299.9306(1)-(2) [40 C.F.R. § 262.34(a) and (c)].

COUNT 1

27. Complainant incorporates paragraphs 1 through 26 of this CAFO as though set forth in this paragraph.

28. Pursuant to MAC 299.9306(1)(d) and by reference 40 C.F.R. § 265.52, Respondent is required to describe all emergency response arrangements in the required Contingency Plan.

29. Complainant alleges that Respondent's Contingency Plan, as viewed during the March 29, 2012 inspection, did not contain all the required emergency arrangements and, therefore, Complainant alleges that Respondent did not meet the conditions of MAC 299.9306(1)(d) and by reference 40 C.F.R. § 265.52.

COUNT 2

30. Complainant incorporates paragraphs 1 through 29 of this CAFO as though set forth in this paragraph.

31. Pursuant to MAC 299.9306(1)(a)(ii) and by reference 40 C.F.R. § 265.192 Respondent must complete initial tank assessments.

32. Complainant alleges that Respondent's files, as viewed during the March 29, 2012 inspection, did not contain all the required components of the initial tank assessments and, therefore, Complainant alleges that Respondent did not meet the conditions of MAC 299.9306(a)(ii) and by reference 40 C.F.R. § 265.192.

COUNT 3

33. Complainant incorporates paragraphs 1 through 32 of this CAFO as though set forth in this paragraph.

34. Pursuant to MAC 299.9306(1)(a)(i) and 40 C.F.R. § 265.173, Respondent must keep waste containers closed when they contain waste and are not in use.

35. Complainant alleges that Respondent's facility, as viewed during the March 29, 2012 inspection, had open containers of waste and, therefore, Complainant alleges that Respondent did not meet the conditions of MAC 299.9306(1)(a)(i) and by reference 40 C.F.R. § 265.173.

COUNT 4

36. Complainant incorporates paragraphs 1 through 35 of this CAFO as though set forth in this paragraph.

37. Pursuant to MAC 299.9306(1)(a)(ii) and 40 C.F.R. § 262.195, Respondent must conduct daily inspections of the tank systems.

38. Complainant alleges that Respondent's facility, as viewed during the March 29, 2012 inspection, did not have logs of the required daily tank inspections and, therefore, Complainant alleges that Respondent did not meet the conditions of MAC 299.9306(1)(a)(i) and by reference 40 C.F.R. § 265.195.

COUNT 5

39. Complainant incorporates paragraphs 1 through 38 of this CAFO as though set forth in this paragraph.

40. Pursuant to MAC 299.9502(1), 299.9508, and 299.9510 and 40 C.F.R. §§270.10(a) and (e), 270.13, 262.34(b), Respondent must comply with permit exemption conditions or must apply for and obtain a Hazardous Waste Storage Permit.

41. Complainant alleges that Respondent's facility and files, as viewed during the March 29, 2012 inspection, Complainant alleges that, Respondent did not comply with the permit exemption conditions and did not apply for and obtain a Hazardous Waste Storage Permit as required in MAC 299.9502(1), 299.9508, and 299.9510 and 40 C.F.R. §§270.10(a) and (e), 270.13, 262.34(b).

COUNT 6

42. Complainant incorporates paragraphs 1 through 41 of this CAFO as though set forth in this paragraph.

43. Pursuant to MAC 299.9306(1)(a)(ii) and 40 CFR §§ 265.1050-1065, Respondent must comply with the Subpart BB component inspection requirements.

44. Complainant alleges that Respondent's facility, as viewed during the March 29, 2012 inspection, did not have logs of the required Subpart BB component inspections and, therefore, Complainant alleges that Respondent did not meet the conditions of MAC 299.9306(1)(a)(ii) and by reference 40 C.F.R. §§ 265.1050-1065.

COUNT 7

45. Complainant incorporates paragraphs 1 through 44 of this CAFO as though set forth in this paragraph.

46. Pursuant to MAC 299.9306(1)(a)(ii) and 40 CFR §§ 265.1080-1090, Respondent must comply with the Subpart CC tank inspection requirements.

47. Complainant alleges that Respondent's facility, as viewed during the March 29, 2012 inspection, did not have logs of the required tank and component inspections and, therefore, Complainant alleges that Respondent did not meet the conditions of MAC 299.9306(1)(a)(ii) and by reference 40 C.F.R. §§ 265.1080-1090.

COUNT 8

48. Complainant incorporates paragraphs 1 through 47 of this CAFO as though set forth in this paragraph.

49. Pursuant to MAC 299.9228(4) and 40 C.F.R. Part 273, Subpart B, Respondent must comply with Universal Waste Regulations that require closed containers with appropriate labels.

50. Complainant alleges that Respondent's facility, as viewed during the March 29, 2012 inspection did not have closed containers with appropriate labels for waste batteries and lamps accumulated in the maintenance area and, therefore, Complainant alleges that Respondent

did not meet the conditions of MAC 299.9228(4) and by reference 40 C.F.R. Part 273, Subpart B.

Civil Penalty

51. Pursuant to Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), Complainant determined that an appropriate civil penalty to settle this action is \$223,800. In determining the penalty amount, Complainant took into account the seriousness of the violation and any good faith efforts to comply with the applicable requirements and Respondent's agreement to perform a supplemental environmental project. Complainant also considered U.S. EPA's RCRA Civil Penalty Policy, dated June 23, 2003.

52. Respondent must pay a \$223,800 civil penalty in 12 installments with interest as follows:

SUMMARY:				
	Due by:	Payment	Principal	Interest
Payment 1	File Date+90 days	19,209.50	\$18,650.00	\$559.50
Payment 2	180 days	19,162.88	\$18,650.00	\$512.88
Payment 3	270 days	19,116.25	\$18,650.00	\$466.25
Payment 4	360 days	19,069.63	\$18,650.00	\$419.63
Payment 5	450 days	19,023.00	\$18,650.00	\$373.00
Payment 6	540 days	18,976.38	\$18,650.00	\$326.38
Payment 7	630 days	18,929.75	\$18,650.00	\$279.75
Payment 8	720 days	18,883.13	\$18,650.00	\$233.13
Payment 9	810 days	18,836.50	\$18,650.00	\$186.50
Payment 10	900 days	18,789.88	\$18,650.00	\$139.88
Payment 11	990 days	18,743.25	\$18,650.00	\$93.25
Payment 12	1080 days	18,696.63	\$18,650.00	\$46.63
	Totals:	227,436.75	\$223,800.00	\$3,636.75

Respondent must pay the above installments by sending cashier's checks, wire transfers, automatic clearing house transfers, or money orders, payable to "Treasurer, United States of America," to:

For checks sent by regular U.S. Postal Service mail.

U.S. EPA
Fines and Penalties
Cincinnati Finance Center
P.O. Box 979077
St. Louis, MO 63197-9000

For checks sent by express mail

U.S. Bank
Government Lockbox 979077 U.S. EPA Fines and Penalties
1005 Convention Plaza
Mail Station SL-MO-C2-GL
St. Louis, MO 63101

The check must state "Precision Coatings, Inc.", and the docket number of this CAFO

For funds sent by electronic funds transfer, payable to "Treasurer, United States of America,"
and sent to:

Federal Reserve Bank of New York
ABA No. 021030004
Account No. 68010727
SWIFT address FRNYUS33
33 Liberty Street
New York, NY 10045
Field Tag 4200 of the Fedwire message is
"D68010727 Environmental Protection Agency"

In the comment or description field of the electronic funds transfer, state "Precision Coatings, Inc.", and the docket number of this CAFO.

For ACH, also known as REX or remittance express transfer, payable to "Treasurer, United States of America," and sent to:

US Treasury REX / Cashlink ACH Receiver
ABA: 051036706
Account Number: 310006, Environmental Protection Agency
CTX Format Transaction Code 22 – checking

To pay on line go to:

WWW.PAY.GOV

Use the Search Public Forms option and enter 'sfo 1.1' in the search field.
Open form and complete required fields.

53. A transmittal letter stating Respondent's name, the case title and the case docket number must accompany the payment. Respondent must send a copy of the check or evidence of electronic payment and transmittal letter to:

Regional Hearing Clerk (E-19J)
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Derrick Smaranski (LR-8J)
RCRA Branch
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Richard Nagle (C-14J)
Office of Regional Counsel
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604

54. This civil penalty is not deductible for federal tax purposes.

55. If Respondent does not pay an installment payment as set forth in paragraph 52, above, or timely pay any stipulated penalties due under paragraph 65, below, the entire unpaid balance of the civil and stipulated penalty and any amount required by paragraph 66, below, shall become due and owing upon written notice by U.S. EPA to Respondent of the delinquency. U.S. EPA may bring an action to collect any unpaid portion of the penalty with interest, handling charges, nonpayment penalties, and the United States enforcement expenses for the collection action. The validity, amount, and appropriateness of the civil penalty are not reviewable in a collection action.

56. Pursuant to 31 C.F.R. § 901.9, Respondent must pay the following on any amount overdue under this CAFO. Interest will accrue on any amount overdue from the date payment was due at a rate established by the Secretary of the Treasury pursuant to 31 U.S.C. § 3717(a)(1). Respondent must pay a \$15 handling charge each month that any portion of the penalty is more than 30 days past due. In addition, Respondent must pay a 6 percent per year penalty on any principal amount 90 days past due.

Supplemental Environmental Project

57. Respondent must complete a supplemental environmental project (SEP) designed to protect the environment or public health by purchasing and donating emergency response equipment to Commerce Township Local Emergency Responders.

58. Respondent must spend at least \$36,500 to purchase and donate the following equipment to Commerce Township Emergency Response organizations: 1) 25, 5 gallon pails of foam concentrate and additional foam delivery appliances (\$10,000), 2) Six sets of ballistic equipment (6 vests, 6 helmets) gear bags, and also some additional wound control / management equipment (chest seals, trauma dressings, tourniquets etc.) (\$9,000), and 3) Equip several of the Township vehicles (Medic #2, #3, and #4, Rescue #1 and #3 and Fire Marshal + one spare unit) with computer tablets/tough-books for incident reporting and on-site documentation and permit better communication with County and State emergency response providers (\$17,500).

59. Respondent certifies that it is not required to perform or develop the SEP by any law, regulation, grant, order, or agreement, or as injunctive relief as of the date it signs this CAFO. Respondent further certifies that it has not received, and is not negotiating to receive, credit for the SEP in any other enforcement action.

60. U.S. EPA may request documentation at any time to monitor Respondent's

compliance with this CAFO's SEP requirements.

61. Respondent must submit a SEP completion report to U.S. EPA by August 31, 2017.

This report must contain the following information:

- a. Detailed description of the SEP as completed;
- b. Description of any operating problems and the actions taken to correct the problems;
- c. Itemized costs of goods and services used to complete the SEP documented by copies of invoices, purchase orders, or canceled checks that specifically identify and itemize the individual costs of the goods and services;
- d. Certification that Respondent has completed the SEP in compliance with this CAFO; and
- e. Description of the environmental and public health benefits resulting from the SEP (quantify the benefits and pollution reductions, if feasible).

62. Respondent must submit all notices and reports required by this CAFO by first class or overnight mail to Derrick Samaranski of the RCRA Branch.

63. In each report that Respondent submits as provided by this CAFO, it must certify that the report is true and complete by including the following statement signed by one of its officers:

I certify that I am familiar with the information in this document and that, based on my inquiry of those individuals responsible for obtaining the information, it is true and complete to the best of my knowledge. I know that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

64. Following receipt of the SEP completion report described in paragraph 61, above, U.S. EPA must notify Respondent in writing that:

- a. Respondent has satisfactorily completed the SEP and the SEP report;
- b. There are deficiencies in the SEP as completed or in the SEP report and U.S. EPA will give Respondent 30 days to correct the deficiencies; or

- c. It has not satisfactorily completed the SEP or the SEP report and U.S. EPA will seek stipulated penalties under paragraph 66.

65. If U.S. EPA exercises option b, above, Respondent may object in writing to the deficiency notice within ten days of receiving the notice. The parties will have 30 days from U.S. EPA's receipt of Respondent's objection to reach an agreement. If the parties cannot reach an agreement, U.S. EPA will give Respondent a written decision on its objection. Respondent will comply with any requirements that U.S. EPA imposes in its decision. If Respondent does not complete the SEP as required by U.S. EPA's decision, Respondent will pay stipulated penalties to the United States under paragraph 66, below.

66. If Respondent violates any requirement of this CAFO relating to the SEP, Respondent must pay stipulated penalties to the United States as follows:

- a. Except as provided in subparagraph b, below, if Respondent did not complete the SEP satisfactorily according to the requirements of this CAFO including the schedule in paragraph 58, Respondent must pay a penalty of \$39,500.
- b. If Respondent did not complete the SEP satisfactorily, but U.S. EPA determines that Respondent (i) made good faith and timely efforts to complete the SEP and (ii) certified, with supporting documents, that it spent at least 90 percent of the amount set forth in paragraph 58, Respondent will not be liable for a stipulated penalty under subparagraph a, above.
- c. If Respondent completed the SEP satisfactorily, but spent less than 90 percent of the amount set forth in paragraph 58, Respondent must pay a penalty of \$4,000.
- d. If Respondent did not timely submit the SEP completion report, Respondent must pay penalties in the following amounts for each day after the report was due until it submits the report:

<u>Penalty per violation per day</u>	<u>Period of violation</u>
\$100	1 st through 14 th day
\$250	15 through 30 th day
\$500	31 st day and beyond

67. U.S. EPA's determinations of whether Respondent satisfactorily completed the SEP

and whether Respondent made good faith and timely efforts to complete the SEP will bind Respondent.

68. Respondent must pay any stipulated penalties within 15 days of receiving U.S. EPA's written demand for the penalties. Respondent will use the method of payment specified in paragraph 52, above, and will pay interest, handling charges, and nonpayment penalties on any overdue amounts.

69. Any public statement that Respondent makes referring to the SEP must include the following language, "Precision Coatings, Inc., undertook this project under the settlement of the United States Environmental Protection Agency's enforcement action against for violations of the Resource Conservation and Recovery Act."

70. Nothing in this CAFO is intended to, nor will be construed to, constitute U.S. EPA approval of the equipment or technology installed by the Respondent in connection with the SEP under this CAFO.

71. For Federal Income Tax purposes, Respondent will neither capitalize into inventory or basis, nor deduct any costs or expenditures incurred in performing the SEP.

General Provisions

72. Consistent with the "Standing Order Authorizing E-Mail Service of Order and Other Documents Issued by the Regional Administrator or Regional Judicial Officer Under the Consolidated Rules," dated March 27, 2015, the parties consent to service of this CAFO by e-mail at the following valid e-mail addresses: nagle.richard@epa.gov (for Complainant), and Arthur Siegal <asiegal@jaffelaw.com> (for Respondent). The parties waive their right to service by the methods specified in 40 C.F.R. ' 22.6.

73. This CAFO resolves only Respondent's liability for federal civil penalties for the

violations and facts alleged in the CAFO.

74. This CAFO does not affect the right of U.S. EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.

75. This CAFO does not affect Respondent's responsibility to comply with RCRA and other applicable federal, state, local laws or permits.

76. This CAFO is a "final order" for purposes of 40 C.F.R. § 22.31, U.S. EPA's RCRA Civil Penalty Policy, and U.S. EPA's Hazardous Waste Civil Enforcement Response Policy (December 2003).

77. The U.S. EPA represents that it has no information that there are any facts outstanding that would constitute violations of RCRA and its implementing regulations by Precision Coatings or any other person relating to the operations of Precision Coatings at the facility that are not resolved by this CAFO.

78. The terms of this CAFO bind Respondent, its successors, and assigns.

79. Each person signing this agreement certifies that he or she has the authority to sign for the party whom he or she represents and to bind that party to its terms.

80. Each party agrees to bear its own costs and attorney's fees in this action.

81. This CAFO constitutes the entire agreement between the parties.

In the Matter of:
Precision Coatings, Inc.

Precision Coatings, Inc., Respondent

March 23, 2017
Date

Robert F. Wider
Robert F. Wider
CFO, VP Administration
Precision Coatings, Inc.

United States Environmental Protection Agency, Complainant

April 14, 2017
Date

Ignacio L. Arrázola
Margaret M. Guerriero
Acting Director
Land and Chemicals Division

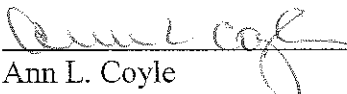
In the Matter of:
Precision Coatings, Inc.
Docket No. RCRA-05-2017-0011



Final Order

This Consent Agreement and Final Order, as agreed to by the parties, shall become effective immediately upon filing with the Regional Hearing Clerk. This Final Order concludes this proceeding pursuant to 40 C.F.R. §§ 22.18 and 22.31. IT IS SO ORDERED.

April 18, 2017
Date


Ann L. Coyle
Regional Judicial Officer
United States Environmental Protection Agency
Region 5

In the matter of: Precision Coatings, Inc.
EPA ID Number: MID054672803
Docket Number: **RCRA-05-2017-0011**



CERTIFICATE OF SERVICE

I certify that I served a true and correct copy of the foregoing **Consent Agreement and Final Order**, Docket Number **RCRA-05-2017-0011**, which was filed on April 19, 2017, in the following manner to the addressees:

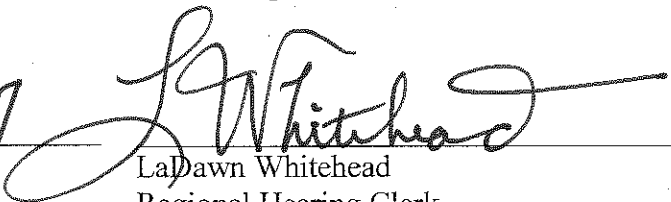
Copy by e-mail to
Attorney for Respondent: Arthur Siegel
ASiegel@jaffelae.com

Copy by e-mail to
Attorney for Complainant: Richard Nagle
Nagle.Richard@epa.gov

Copy by e-mail to
Case Assignee: Derrick Samaranski
Samaranski.Derrick@epa.gov

Copy by e-mail to
Regional Judicial Officer: Ann Coyle
coyle.ann@epa.gov

Dated: April 19, 2017


LaDawn Whitehead
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 5